

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 05-1487

CAROL BENNETT, d/b/a Brighton Stables,

Plaintiff - Appellant,

versus

ROBERTSON-CECO CORPORATION, d/b/a CECO
Building Systems,

Defendant - Appellee,

and

VAN DEVENTER CONSTRUCTION,

Defendant.

Appeal from the United States District Court for the Eastern
District of North Carolina, at Raleigh. Louise W. Flanagan, Chief
District Judge. (CA-04-374-5-FL)

Submitted: October 21, 2005

Decided: December 6, 2005

Before MICHAEL, MOTZ, and SHEDD, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Carol Bennett, Appellant Pro Se. James L. Gale, Elizabeth Brooks
Scherer, SMITH & MOORE, L.L.P., Raleigh, North Carolina, for
Appellee.

Unpublished opinions are not binding precedent in this circuit.
See Local Rule 36(c).

PER CURIAM:

Carol Bennett appeals the district court's order and judgment granting Robertson-Ceco Corporation's motion to dismiss, dismissing her claims and denying her motion under Rule 59(e) of the Federal Rules of Civil Procedure. We have reviewed the record and the district court's order. We agree with the district court that the doctrine of res judicata resolves this case. Accordingly, we affirm for that reason, as more fully espoused in the district court's opinion. See Bennett v. Robertson-Ceco Corp., No. CA-04-374-5-FL (E.D.N.C. Jan. 20, 2005 & Mar. 28, 2005). We also deny Bennett's objection to the request to take judicial notice of the state court opinion affirming the trial court's order dismissing her cross-claims.* We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED

*We deny Bennett's requests for judicial notice of a state court order, two state court motions filed by the Appellee and a portion of the December 1, 2003 transcript. Those items were part of or referred to in the district court record.